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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

Martin J. Walsh, Secretary of Labor,  
United States Department of Labor,

Plaintiff,

v.

VH Harvesting, an Arizona, LLC; T & K  
Feeds, Inc.; Preston Van Hofwegen, an  
individual.

Defendants.

Case No. 2:22-cv-01805-PHX-DJH

**STIPULATION RE: ENTRY OF  
PRELIMINARY INJUNCTION  
AGAINST T & K FEEDS, INC.**

1 Plaintiff Martin J. Walsh, Secretary of Labor, and Defendant T & K Feeds, Inc.  
2 have stipulated to a Preliminary Injunction.

3 Defendant T & K Feeds, Inc. ("Defendant") acknowledges service of process of  
4 the Secretary's Summons and Complaint.

5 Defendant T&K Feeds, Inc. agreed effective October 22, 2022, that it did discon-  
6 tinue employing VH Harvesting's H-2A workers admitted to the U.S. pursuant to the  
7 work order for H-2A Case No. 300-21350-769065.

8 Defendant agrees that if it ever uses the H-2A program that it will comply with  
9 applicable H-2A work order(s) and applicable federal, state, and local laws and stand-  
10 ards, including but not limited to 20 C.F.R. § 655.122(h)(4); 29 C.F.R. §§ 500.105,  
11 500.120-.128; and 29 C.F.R. § 1910.142.

12 Defendant and the Secretary will cooperate on exchanging documents and com-  
13 putations and work to resolve any outstanding pay due, if applicable.

14 Defendant admits that the Court has jurisdiction over the parties and subject mat-  
15 ter of this civil action and that venue lies in the District of Arizona.

16 The Secretary and Defendant have stipulated and agreed to entry of a preliminary  
17 injunction on the terms set forth below.

18 **It is ORDERED** that a Stipulated Preliminary Injunction is granted; and

19 **It is ORDERED** effective immediately that Defendant is enjoined and re-  
20 strained from employing VH Harvesting's H-2A workers admitted to the United States  
21 pursuant to the approved work order for H-2A Case No. 300-21350-769065 unless oth-  
22 erwise permitted under the H-2A program.

23 **It is ORDERED** effectively immediately that Defendant is enjoined and re-  
24 strained from violating the H-2A work order for VH Harvesting's H-2A case No. 300-  
25 21350-7690765 and 20 C.F.R. § 655.135.  
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1 For Defendant, T & K Feeds, Inc,

2  
3 /s/ Heidi Nunn-Gilman

4 JULIE PACE, ESQ.

5 HEIDI NUNN-GILMAN, ESQ.

6 Messner Reeves LLP

7 Attorneys for the Defendant T&K Feed, Inc.

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